



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HARTLEY *et al.*

Appl. No. 10/058,291

Filed: January 30, 2002

For: **Recombinational Cloning
Using Engineered
Recombination Sites**

Confirmation No. 3302

Art Unit: 1636

Examiner: *To Be Assigned*

Atty. Docket: 0942.285000I/RWE/BJD/JKM

Third Supplemental Information Disclosure Statement

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Third Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Second Supplemental Information Disclosure Statement filed July 9, 2003, and Applicants' First Supplemental Information Disclosure Statement filed electronically July 9, 2003, in connection with the above-captioned application. A copy of each document is also provided.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates

should not be construed as an admission that the information was actually published on the date indicated.

This Third Supplemental Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No statement or fee is required.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered. This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

Consideration of the cited documents and making the same of record in the prosecution of the above-identified application is respectfully requested. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: August 25, 2003

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FORM PTO-1449

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENTATTY. DOCKET NO.
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U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA7						
	AB7						
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	AH7	4,626,505	12/02/1986	Falco	435	172.3	02/24/1984
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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL						Yes No
	AM9	WO 96/40722	12/19/1996	WIPO			Yes No
	AN						Yes No
	AO						Yes No
	AP						Yes No

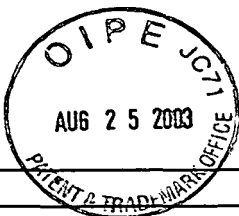
OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

	AR	105	
	AS	105	
	AT	105	Barnes, G., and Rine, J., "Regulated expression of endonuclease <i>EcoRI</i> in <i>Saccharomyces cerevisiae</i> : Nuclear entry and biological consequences," <i>Proc. Natl. Acad. Sci. USA</i> 82: 1354-1358, National Academy of Sciences (1985).

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OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

	AR	106	Brent, R., and Ptashne, M., "A bacterial repressor protein or a yeast transcriptional terminator can block upstream activation of a yeast gene," <i>Nature</i> 312: 612-615, Macmillan Journals Ltd. (1984).
	AS	106	Cornack, B., "Directed Mutagenesis Using the Polymerase Chain Reaction," in <i>Current Protocols in Molecular Biology</i> , Ausubel, F.M., <i>et al.</i> , eds., John Wiley & Sons, Inc., New York, NY, pp. 8.5.1-8.5.10 (1997).
	AT	106	Enquist, L.W., and Weisberg, R.A., "The Red Plaque Test: A Rapid Method for Identification of Excision Defective Variants of Bacteriophage Lambda," <i>Virology</i> 72: 147-153, Academic Press, Inc. (1976).

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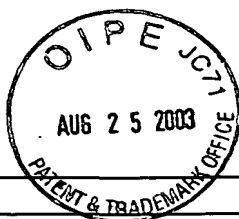
OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

	AR	<u>107</u>	Feinbaum, R., "Vectors Derived from Plasmids," in <i>Current Protocols in Molecular Biology</i> , Ausubel, F. M., <i>et al.</i> , eds., John Wiley & Sons, Inc., New York, NY, pp.1.5.1-1.5.17 (1998).
	AS	<u>107</u>	Iino, T., and Kutsukake, K., "Trans-acting Genes of Bacteriophages P1 and Mu Mediate Inversion of a Specific DNA Segment Involved in Flagellar Phase Variation of <i>Salmonella</i> ," <i>Cold Spring Harbor Symposia on Quantitative Biology</i> 45: 11-16, Cold Spring Harbor Laboratory (1981).
	AT	<u>107</u>	Johnson, R.C., <i>et al.</i> , "Isolation of the gene encoding the Hin recombinational enhancer binding protein," <i>Proc. Natl. Acad. Sci. USA</i> 85:3484-3488, National Academy of Sciences (1998).

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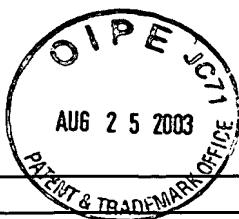
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	AR	<u>108</u>	Klippel, A. <i>et al.</i> , "Isolation and characterization of unusual <i>gin</i> mutants," <i>The EMBO Journal</i> 7: 3983-3989, IRL Press Inc. (1988).
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	AT	<u>108</u>	Langeveld, S.A. <i>et al.</i> , "Expression of an <i>Escherichia coli phr</i> gene in the yeast <i>Saccharomyces cerevisiae</i> ," <i>Mol. Gen. Genet.</i> 199: 396-400, Springer-Verlag (1985).

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	AT	109	Osuna, R., <i>et al.</i> , "Identification of two functional regions in Fis: the N-terminus is required to promote Hin-mediated DNA inversion by not I excision," <i>EMBO J.</i> 10:1593-1603, Oxford University Press (1991).

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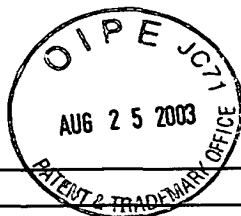
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	AS	<u>110</u>	Sauer, B., "Expression and Functioning in Yeast of a Bacterial Site Specific Recombination System," <i>J. Cell. Bio. Chem. Supp.</i> 10(b): 242 (1340), Alan R. Liss, Inc. (1986).
	AT	<u>110</u>	Sauer, B., and Henderson, N., "Site-specific DNA recombination in mammalian cells by the Cre recombinase of bacteriophage P1," <i>Proc. Natl. Acad. Sci. USA</i> 85: 5166-5170, National Academy of Sciences (1988).

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	AS	<u>111</u>	Vetter, D. <i>et al.</i> , "Site-specific recombination of yeast 2- μ m DNA <i>in vitro</i> ," <i>Proc. Natl. Acad. Sci. USA</i> 80: 7284-7288, National Academy of Sciences (1983).
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